

House File 95

H-1036

1 Amend House File 95 as follows:  
2 1. Page 1, before line 1 by inserting:  
3 <Section 1. Section 43.49, subsection 1, unnumbered  
4 paragraph 1, Code 2011, is amended to read as follows:  
5 On the ~~Monday or~~ Tuesday following the primary  
6 election, the board of supervisors shall meet, open,  
7 and canvass the returns from each voting precinct in  
8 the county, and make abstracts thereof, stating the  
9 following:>  
10 2. Page 6, by striking lines 3 through 5 and  
11 inserting:  
12 <(3) The document includes an expiration date, and  
13 the document is not expired at the time it is presented  
14 or expired after the date of the last preceding general  
15 election.>  
16 3. Page 6, by striking lines 6 through 8 and  
17 inserting:  
18 <(4) The document was issued by the United States  
19 or the state of Iowa.>  
20 4. Page 8, after line 32 by inserting:  
21 <Sec. \_\_\_\_\_. Section 50.24, subsection 1, Code 2011,  
22 is amended to read as follows:  
23 1. The county board of supervisors shall meet to  
24 canvass the vote on the first ~~Monday or~~ Tuesday after  
25 the day of each election to which this chapter is  
26 applicable, unless the law authorizing the election  
27 specifies another date for the canvass. If that ~~Monday~~  
28 ~~or~~ Tuesday is a public holiday, section 4.1, subsection  
29 34, controls.  
30 Sec. \_\_\_\_\_. Section 50.46, Code 2011, is amended to  
31 read as follows:  
32 **50.46 Special elections — canvass and certificate.**  
33 When a special election has been held to fill a  
34 vacancy, pursuant to section 69.14, the board of  
35 county canvassers shall meet ~~no earlier than 1:00 p.m.~~  
36 ~~on the second day after the election, on the first~~  
37 Tuesday following the election and canvass the votes  
38 cast at the election. If the ~~second day~~ first Tuesday  
39 after the election is a public holiday, section 4.1,  
40 subsection 34, controls. The commissioner, as soon as  
41 the canvass is completed, shall transmit to the state  
42 commissioner an abstract of the votes so canvassed,  
43 and the state board, within five days after receiving  
44 such abstracts, shall canvass the tally lists. A  
45 certificate of election shall be issued by the county  
46 or state board of canvassers, as in other cases. All  
47 the provisions regulating elections, obtaining tally  
48 lists, and canvass of votes at general elections,  
49 except as to time, shall apply to special elections.  
50 Sec. \_\_\_\_\_. Section 50.48, subsection 7, Code 2011,

1 is amended to read as follows:

2 7. If the election is an election held by a city  
3 which is not the final election for the office in  
4 question, the recount shall progress according to the  
5 times provided by this subsection. If this subsection  
6 applies the canvass shall be held ~~by the second day~~  
7 on the Tuesday after the election, the request for a  
8 recount must be made by the ~~third~~ eighth day after  
9 the election, the board shall convene to conduct the  
10 recount by the ~~sixth~~ ninth day after the election, and  
11 the report shall be filed by the ~~eleventh~~ thirteenth  
12 day after the election.>

13 5. Page 10, after line 3 by inserting:

14 <Sec. \_\_\_\_\_. Section 277.20, unnumbered paragraph 1,  
15 Code 2011, is amended to read as follows:

16 On the next ~~Friday~~ Tuesday after the regular school  
17 election, the county board of supervisors shall  
18 canvass the returns made to the county commissioner  
19 of elections from the several precinct polling places  
20 and the absentee ballot counting board, ascertain  
21 the result of the voting with regard to every matter  
22 voted upon and cause a record to be made thereof as  
23 required by section 50.24. Special elections held in  
24 school districts shall be canvassed at the time and  
25 in the manner required by that section. The board  
26 shall declare the results of the voting for members of  
27 boards of directors of school corporations nominated  
28 pursuant to section 277.4, and the commissioner shall  
29 at once issue a certificate of election to each person  
30 declared elected. The board shall also declare the  
31 results of the voting on any public question submitted  
32 to the voters of a single school district, and the  
33 commissioner shall certify the result as required by  
34 section 50.27.>

35 6. Page 10, before line 21 by inserting:

36 <Sec. \_\_\_\_\_. Section 331.605, subsection 1, paragraph  
37 f, Code 2011, is amended to read as follows:

38 f. A county fee of four dollars for a certified  
39 copy of a birth record, death record, or marriage  
40 certificate. The fee prescribed by this paragraph  
41 shall not be assessed to applicants requesting a  
42 certified copy of a birth record if the applicant  
43 executes an affidavit indicating the applicant is  
44 requesting the certified copy of a birth record  
45 for the purpose of obtaining an Iowa nonoperator's  
46 identification card to be used for voting.

47 Sec. \_\_\_\_\_. Section 376.7, subsection 1, Code 2011,  
48 is amended to read as follows:

49 1. If a primary election is necessary, it shall be  
50 held on the Tuesday four weeks before the date of the

1 regular city election. For each office on the ballot,  
2 a voter shall only vote for the number of persons to be  
3 elected to that office at the regular city election.  
4 The county board of supervisors shall publicly canvass  
5 the tally lists of the vote cast in the primary  
6 election, following the procedures prescribed in  
7 section 50.24, at a meeting to be held on the ~~second~~  
8 ~~day~~ first Tuesday following the primary election, ~~and~~  
9 ~~beginning no earlier than 1:00 p.m. on that day.~~

10 Sec. \_\_\_\_\_. Section 376.9, subsection 1, Code 2011,  
11 is amended to read as follows:

12 1. A runoff election may be held only for positions  
13 unfilled because of failure of a sufficient number of  
14 candidates to receive a majority vote in the regular  
15 city election. When a council has chosen a runoff  
16 election in lieu of a primary, the county board of  
17 supervisors shall publicly canvass the tally lists of  
18 the vote cast in the regular city election, following  
19 the procedures prescribed in section 50.24, at a  
20 meeting to be held on the ~~second day~~ first Tuesday  
21 following the regular city election, ~~and beginning no~~  
22 ~~earlier than 1:00 p.m. on that day.~~ Candidates who  
23 do not receive a majority of the votes cast for an  
24 office, but who receive the highest number of votes  
25 cast for that office in the regular city election, to  
26 the extent of twice the number of unfilled positions,  
27 are candidates in the runoff election.>

28 7. Title page, line 2, after <person> by inserting  
29 <, providing for properly related matters,>

30 8. By renumbering as necessary.

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SCHULTE of Linn